

Town Board Minutes

June 2, 2003

Meeting No. 21

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 2nd day of June at 8:00 P.M. and there were

PRESENT: MARK MONTOUR, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: RICHARD ZARBO, COUNCIL MEMBER

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
ROBERT LABENSKI, TOWN ENGINEER
RICHARD SHERWOOD, TOWN ATTORNEY
GEORGE PEASE, ASSISTANT BUILDING INSPECTOR
GARY STOLDT, CHIEF OF POLICE
CHRISTINE FUSCO, ASSESSOR
TERRENCE McCracken, GENERAL CREW CHIEF
SUZANNE BLANK, CLERK TYPIST

PERSONS ADDRESSING TOWN BOARD:

Beutler, Daniel, 26 Tyler Street, spoke to the Town Board on the following matters:

- Questions about the revised agreement with Fox & Company regarding the Police merger.
- Inquired about the sum of money requested in the grant application to US Department of Justice for homeland security/overtime expenses for Police services.
- Alleges dumping of yard waste on property located on Walden Avenue.

Chowaniec, Lee, 93 Northwood Drive, spoke to the Town Board on the following matters:

- Comments about the Environmental Assessment Form completed by LASH Work Environments.
- Comments regarding the site plan submitted by Lee Cadby.

Gull, Henry, 710 Pavement Road, spoke to the Town Board on the following matters:

- Expressed criticism regarding the buffer area in the Cadby site plan; proponent of a high berm at that location.

Kubicki, Gloria, 15 Maple Drive, spoke to the Town Board on the following matters:

- Questions about the location of LASH Work Environments, Inc.
- Questions about the Group Health Incorporated (GHI) dental plan.

Seeger, David, Esq, 69 Delaware Avenue, representing the Haniszewski family, spoke to the Town Board on the following matters:

- Comments/concerns regarding parking requirements at Cadby Industrial Park, claims that the zoning code has not been followed.

Pijacki, Kathleen, 112 Maple Drive, spoke to the Town Board on the following matter:

- Expressed concerns about traffic on North Maple Drive; feels that motorists use the residential street to bypass Transit Road.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

RESOLVED, that the minutes of the Joint Meeting of the Planning Board and the Town Board held May 19, 2003 and the Regular Meeting of the Town Board held May 19, 2003 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 2, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the General Crew Chief, by letter dated May 22, 2003, has requested the appointment of seasonal employees in the Parks, Recreation and Forestry Department of the Town of Lancaster for the summer season of 2003, and

WHEREAS, these appointments are necessary due to previously appointed employees declining the position.

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and are hereby appointed to the position of seasonal employee for the summer season of 2003 in the Parks, Recreation and Forestry Department of the Town of Lancaster, with no benefits, at the following hourly rate:

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
Adam Koninieć (new hire) 50 Crane Street, Depew	Laborer	\$6.00 hr.
Martin Kostek (new hire) 57 Brunck Road, Lancaster	Laborer	\$6.00 hr.

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

THE FOLLOWING RESOLUTION WAS OFFERED
COUNCIL MEMBER MONTOUR, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER STEMPNIAK, TO WIT:

WHEREAS, Dandy Amusements Int’l, Inc., 15455 San Fernando Mission Blvd, Mission Hills, California, has applied for a license to operate and maintain a Game Room on premises of the Regal 16 Cinemas at 6707 Transit Road, within the Town of Lancaster, pursuant to Chapter 17 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and Chief of Police for review and recommendation, and

WHEREAS, the Building Inspector and Chief of Police have completed their review and made a formal, favorable recommendation to the Town Board on the issuance of this license.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to issue a license to Pocket Change and Games, Inc. to operate and maintain a Game Room on premises of the Regal 16 Cinemas at 6707 Transit Road, Lancaster, New York, and

BE IT FURTHER

RESOLVED, that said license shall be issued for the **one (1) year period of June 2, 2003 to June 2, 2004** in accordance with the application of the petitioner, as filed in the Town Clerk's Office, accompanied with a license fee of \$660 for nine (9) amusement devices.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 2, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, LASH Work Environments, Inc., 1807 Elmwood Avenue, Buffalo, New York, has submitted a Site Plan prepared by Urban Engineers of New York, P.C. for Calamar Construction Management, Inc. dated April 21, 2003 and received April 22, 2003 for the construction of an approximately 17,500 sq. ft. new office, manufacturing facility and testing lab for ventilation equipment to be located east of 4343 Walden Avenue in the Town of Lancaster, and

WHEREAS, the Planning Board reviewed the plan and at its meeting May 7, 2003, recommended approval of this project, and

WHEREAS, a SEQR Review of this project was held June 2, 2003 and a negative declaration was issued at that time.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by **LASH Work Environments, Inc.,** prepared by Urban Engineers of New York, P.C. for Calamar Construction Management, Inc. dated April 21, 2003 and received April 22, 2003 for the construction of an approximately 17,500 sq. ft. new office, manufacturing facility and testing lab for ventilation equipment to be located east of 4343 Walden Avenue in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 2, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, Twin District Volunteer Fire Company, 4983 William Street, Lancaster, New York, has submitted a Site Plan prepared by Scheid Architectural dated April 7, 2003 and received April 15, 2003 for the renovation and 12,000 sq. ft. expansion of the existing fire hall located at 4983 William Street in the Town of Lancaster, and

WHEREAS, the Planning Board reviewed the plan and at its meeting May 7, 2003, recommended approval of this project, and

WHEREAS, a SEQR Review of this project was held June 2, 2003 and a negative declaration was issued at that time.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by **Twin District Volunteer Fire Company**, prepared by Scheid Architectural dated April 7, 2003 and received April 15, 2003 for the renovation and 12,000 sq. ft. expansion of the existing fire hall located at 4983 William Street in the Town of Lancaster contingent on the architect working with the Town Engineer on an oversize drainage pipe for on-site detention.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 2, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Town of Lancaster seeks grant monies to supplement the costs associated with police overtime necessary to provide homeland security, and

WHEREAS, the U.S. Department of Justice Homeland Security Overtime Program offers grant monies to pay 75% of the costs associated with non-budgeted police overtime for homeland security efforts.

NOW, THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete all of the necessary applications and forms to be submitted to the U.S. Department of Justice for the purpose of securing this grant, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 2, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, various renovations are required to rehabilitate Keysa Park and
improve the recreational facilities available in the community.

NOW THEREFORE BE IT

RESOLVED, that Robert H. Giza, as Supervisor, of the Town of Lancaster, is
hereby authorized and directed to file an application for funds from the New York State Office
of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of
the Environmental Protection Act of 1993 or the Federal Land and Water Conservation Fund
Act of 1965, in an amount not to exceed \$350,000, and upon approval of said request to enter
into and execute a project agreement with the State for such financial assistance to the Town of
Lancaster for Keysa Park Renovations and, if appropriate, a conservation easement/preservation
covenant to the deed of the assisted property.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 2, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Executive Director of the Youth Bureau, by letter dated May 28, 2003, has recommended appointments for the Youth Bureau's 2003 Exam Preparation and Summer Programs.

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and are hereby appointed to positions in the Youth Bureau's 2003 Exam Preparation and Summer Programs of the Town of Lancaster effective June 2, 2003 at the following rates:

Name	Position	Rate
Melissa Moran 375 N. Transit Road Lockport, New York	Tutor	\$15.00 hr.
Michael Dunlap 160 Bering Street Buffalo, New York	Tutor	\$15.00 hr.
Stephanie Martindale 4 Traceway Lancaster, New York	Tutor	\$15.00 hr.
John Armstrong 85 Kingston Place Buffalo, New York	Tutor	\$15.00 hr.
Lynn Dalfonso 60 Village View Lancaster, New York	Choreographer Summer Theatre Workshop	\$15.00 hr.
David Calire 4 Westbury Lane Lancaster, New York	Music Director/Accompanist Summer Theatre Workshop	\$15.00 hr.
Jillian Scott 4845 Transit Road L-3 Lancaster, New York	Choreographer Summer Theatre Workshop	\$15.00 hr.
Kim Fornes 10264 Boston State Road Springville, New York	Music Director/Accompanist Summer Theatre Workshop	\$15.00 hr.
Cheryl Glose 9 Country Place Lancaster, New York	Technical Director Summer Theatre Workshop	\$15.00 hr.
John Kaczorowski 146 Park Forest Williamsville, New York	Drama Assistant	\$7.25 hr.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Town of Lancaster has received a HIPAA (Health Insurance Portability and Accountability Act) agreement from GHI (Group Health Incorporated), an insurer who provides dental insurance for the Town of Lancaster, and

WHEREAS, the Town Attorney has reviewed the agreement which addresses the limitations on disclosure of protected health information by GHI and deems the agreement to be appropriate.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into an agreement with Group Health Incorporated (GHI) which the Town engages for provision of dental insurance for Town employees.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 2, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Town of Lancaster engaged Fox & Company LLP to assist the Town in reviewing and evaluating the real property tax implications and potential savings of a police merger with a final report then prepared by Fox & Company LLP on these matters, and

WHEREAS, the Town by resolution of December 16, 2002 set the fee to Fox & Company LLP at the additional sum of \$6,000, and

WHEREAS, Fox and Company LLP has now submitted its final bill for services performed in the aforementioned regard for an additional cost of \$3,400 for the period from January 1, 2003 through March 15, 2003, and

WHEREAS, the Town Board deems it appropriate to authorize payment to Fox & Company LLP for these services.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to execute a revised engagement letter with Fox & Company LLP and to further cause payment of this final bill from Fox & Company LLP.

The question of the adoption of the foregoing resolution was duly put to a vote on
roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 2, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER RUFFINO, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk
by the Director of Administration and Finance, to wit:

Claim No. 2422 to Claim No. 2620 Inclusive

Total amount hereby authorized to be paid: \$592,376.92

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 2, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby
reaffirmed:

CODES:

(SW) = Sidewalks as required by Chapter 12_1B. of the Code of the Town Lancaster are
waived for this permit.

(CSW) = Conditional sidewalk waiver.

(V/L) = Village of Lancaster

NEW PERMITS:

10555	Mangione, Thomas	51 Village View	Er. Fence	
10556	Young, Samuel	28 Stone Hedge Dr	Er. Deck	
10557	Albert V Ranaccio Bldrs	15 Devonshire Ln	Er. Dwlg._Sin.	
10558	Marrano/Marc Equity Inc	36 Apple Blossom Blvd	Er. Dwlg._Sin.	
10559	BP Home Improvement	49 Steinfeldt Rd	Er. Deck	
10560	Parucki, Glenn	305 Schwartz Rd	Er. Res. Add.	
10561	Duro_Shed Inc	60 Village View	Er. Shed	
10562	Patio Enclosures Inc	729 Pleasant View Dr	Er. Res. Alt.	
10563	NB/85 Associates	5821 Broadway	Er. Fence	
10564	Majestic Pools Inc	3 Devonshire Ln	Er. Pool_In Grnd	
10565	Majestic Pools Inc	3 Devonshire Ln	Er. Fence	
10566	R A Metzger Inc	3771 Walden Ave	Dem. Dwlg.	
10567	R A Metzger Inc	3773 Walden Ave	Dem. Dwlg.	
10568	The Pool Words	7 Windcroft Ln	Er. Pool_Abv Grnd	
10569	Marrano/Marc Equity Inc	4 Hillside Pky	Er. Dwlg._Sin.	
10570	Atkinson, Peter	7 Fox Hunt Rd	Er. Pool_Abv Grnd	
10571	Dymond Enterprises	48 Sussex Ln	Er. Pool_Abv Grnd	
10572	Wilczak, Jay	15 Wren Ave	Er. Fence	(V/L)
10573	Duro_Shed Inc	25 Apple Blossom Blvd	Er. Shed	
10574	Chaffee, Christopher	27 Garfield St	Er. Deck	(V/L)
10575	Creative Fence Co	12 Willow Ridge Ln	Er. Fence	
10576	Kaempf, Kevin	12 Willow Ridge Ln	Er. Pool_Abv Grnd	
10577	Ochocinski, William	26 Fox Trace	Er. Shed	
10578	Wheeler, Thomas	2 Running Brook Dr	Er. Dwlg._Sin.	
10579	Tracy, Charles	18 Cedar Brook Dr	Er. Deck	
10580	J Gun Enterprises Inc	28 Harvey Dr	Er. Pool_Abv Grnd	(V/L)
10581	Gary Pools	28 Harvey Dr	Er. Deck	(V/L)
10582	Duro_Shed Inc	315 Enchanted Frst N	Er. Shed	
10583	Elersic, Dawn	62 Park Blvd	Er. Pool_Abv Grnd	(V/L)
10584	Beauty Pools Inc	3 Fieldstone Ln	Er. Pool_In Grnd	

10585	City Fence Inc	3 Fieldstone Ln	Er. Fence	
10586	Dexter, Martin III	6 Sugar Mill Ct	Er. Deck	
10587	David & Sons Const.	101 Northwood Dr	Er. Deck	
10588	Duro_Shed Inc	9 Southwest Pky	Er. Shed	
10589	Heckl, Robert	706 Pavement Rd	Er. Pole Barn	
10590	Fromholt, Mark	49 Brandel Ave	Er. Fence	(V/L)
10591	May, Jeffrey	40 Grant St	Er. Shed	(V/L)
10592	Glamour Pools	43 Greenbriar Dr	Er. Pool_In Grnd	
10593	Glamour Pools	43 Greenbriar Dr	Er. Fence	
10594	Swannie, Mark	61 Fox Hunt Rd	Er. Pool_Abv Grnd	
10595	Haniszewski, Edward	911 Ransom Rd	Er. Fence	
10596	All Craft Inc	1 Clermont Ct	Er. Deck	
10597	Sun Enterprises Inc	5220 William St	Er. Shed	
10598	Dolgos, Jeffrey	21 Parkedge Dr	Er. Deck	
10599	Poss, Kevin	1 Bradley Dr	Er. Deck	
10600	The Woodworks	50 Parkdale Dr	Er. Fence	
10601	Pitzonka, Robert	183 Nathan's Trl	Er. Pool_Abv Grnd	
10602	Martin, Ian	7 Schiffler Ct	Er. Deck	
10603	Scalfaro, John	9 Katelyn Ln	Inst. Plumbing	
10604	McGuire, Thomas	21 Grant St	Er. Deck	(V/L)
10605	Pace, John	34 Trentwood Trl N	Er. Fence	
10606	Ferry Builders Inc	5755 Broadway	Dem. Dwlg. & Barn	
10607	Hendel, Nicholas	29 Quincy Ave	Er. Fence	(V/L)
10608	H_D Unlimited Inc	41 Cedar Brook Dr	Er. Pool_Abv Grnd	
10609	Olejniczak, David	6 Cambridge Ct	Er. Shed	
10610	Diebold, Michael	256 Enchanted Frst N	Er. Shed	
10611	Schweers, John	2084 Como Park Blvd	Er. Deck	(V/L)
10612	Marrano, James	6 Stone Hedge Dr	Er. Fence	
10613	Eddy, Norman	48 Pleasant View Dr	Er. Shed	
10614	Wright, Henry	305 Enchanted Frst N	Er. Shed	
10615	Kerl, Keith	47 Brunck Rd	Er. Pool_Abv Grnd	
10616	J Gun Enterprises Inc	179 Nathan's Trl	Er. Pool_Abv Grnd	
10617	J Gun Enterprises Inc	6 Bentley Cir	Er. Pool_Abv Grnd	
10618	City Fence Inc	5094 William St	Er. Fence	
10619	Beauty Pools Inc	18 Parkedge Dr	Er. Pool_In Grnd	
10620	Beauty Pools Inc	18 Parkedge Dr	Er. Fence	
10621 SW	American Dream Home	824 Ransom Rd	Er. Dwlg._Sin.	
10622	Windsor Ridge Partners	38 Sussex Ln	Er. Dwlg._Sin.	
10623	Rich Pools Inc	15 Rose Hill Cir	Er. Pool_Abv Grnd	
10625	Maggiore, Albert	28 Chestnut Corner	Er. Pool_Abv Grnd	
10626	Colley's Pool Sales Inc	47 Hillside Pky	Er. Pool_In Grnd	
10627	Countrywood Blders Inc	208 Broezel Ave	Er. Res. Alt.	
10628	Iroquois Fence	299 Enchanted Frst N	Er. Fence	

10629	Leisurewood Design	43 Rue Madeleine Way	Er. Deck	
10630	Striewing, Craig	54 William Kidder Rd	Er. Pole Barn	
10631	Rast, Judith	53 Holland Ave	Er. Fence	(V/L)
10632	City Fence Inc	27 Chestnut Corner	Er. Fence	
10633	Otto, Edward	16 Windcroft Ln	Er. Shed	
10634	Distinctive Deck	14 Parkedge Dr	Er. Deck	
10635	Szymczak, Henry Jr	196 N Maple Dr	Er. Shed	
10636	Custom Patio Rooms	27 Regency Ct	Er. Res. Add.	
10637	Hillside Construction	27 Pheasant Run Ln	Er. Res. Add.	
10638	King, Kenneth Jr	146 Nathan's Trl	Er. Shed	
10639	Giglia, Joseph	146 Laverack Ave	Er. Fence	(V/L)

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 2, 2003

SUSPENDED RESOLUTION:

Council Member Donna Stempniak requested a suspension of the necessary rules for immediate consideration of the following resolution:

Council Member Stempniak moved to suspend the necessary rules for immediate consideration of the following resolution, seconded by Council Member Ruffino, on roll call, which resulted as follows

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

SUSPENSION GRANTED

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, LEE CADBY has submitted a Site Plan dated April 16, 2003 prepared by America’s Premier Engineer for the construction of three (3) single story general industrial buildings with a combined square footage of under 30,000 to be located on Lots No. 12 and 13 in the Cadby Industrial Park on the west side of Ransom Road, south of Walden Avenue (between 946 and 962 Ransom Road), in the Town of Lancaster, and

WHEREAS, the Town Planning Board reviewed the proposed project and at its meeting May 7, 2003 recommended approval of same, and

WHEREAS, the MRC reviewed the prior SEQR review and determined that there was no change in the expected build out of the site as previously reviewed and re-confirmed its prior action.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by Lee Cadby for the construction of three (3) single story general industrial buildings with a combined square footage of under 30,000 to be located on Lots No. 12 and 13 in the Cadby Industrial Park on the west side of Ransom Road, south of Walden Avenue in the Town of Lancaster, in accordance with plans prepared by American’s Premier Engineer, dated April 16, 2003 and contingent upon the following:

- 1) The developer is required to use the landscaping plan approved by the General Crew Chief Terrance McCracken showing two additional trees to the east and two additional trees to the west of the roadway.
- 2) The developer will install an L-shaped fence at each man door on the east side of each of the buildings.
- 3) The developer shall install a continuous fence to the east side of the proposed parking lot between Buildings No. 1 and No. 2.
- 4) The developer shall install a solid fence from the southeast corner of Building No. 1 south to the southerly property line.
- 5) The developer shall plant conifers along the east side of Building No. 1 and Building No. 2, said conifers to be 5' to 6' tall planted on 15' centers.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 2, 2003

File: rspcadbyindustrialpark603

COMMUNICATIONS & REPORTS:

- 303. Lancaster Area Chamber of Commerce to Town Board -
Broadway and Central Avenue construction update. DISPOSITION = Received & Filed
- 304. Hodgson Russ, Attorneys to Town Clerk -
Advisement of application for liquor license renewal by Swiss Chalet Rotisserie & Grill. DISPOSITION = Town Attorney
- 305. L.I.D.A. to Town Board -
Transmittal of Lancaster Industrial Development Agency's audited financial statement for 2002. DISPOSITION = Received & Filed
- 306. NYS DEC to Town Attorney -
Notification of Lead Agency Designation to the Town of Lancaster regarding Twin District Volunteer Fire Company renovation and addition. DISPOSITION = Planning Committee
- 307. Lancaster Raceway, LLC to Town Clerk -
Advisement of application for renewal of liquor license. DISPOSITION = Town Attorney
- 308. Erie County Department of Environment & Planning to Supervisor -
Transmittal of Northeast-Southtowns, Regional Solid Waste Management Plan for 2000 - 2012. DISPOSITION = Received & Filed
- 309. Greater Buffalo-Niagara Regional Transportation Council to Town Board -
Notice of meeting to be held May 30, 2003 in Niagara Falls. DISPOSITION = Received & Filed
- 310. Donald J. Richardson, Jr. to Supervisor -
Notice of resignation as Bingo Inspector effective May 19, 2003. DISPOSITION = Received & Filed
- 311. Erie County Department of Public Works to Town Board -
Notice of Pre-Letting Meetings to be held May 28, 2003 regarding various projects. DISPOSITION = Received & Filed
- 312. Erie County Department of Public Works to Town Board -
Notice of advertisement for bids regarding various projects. DISPOSITION = Received & Filed
- 313. Mary M. Farrell to Supervisor -
Letter regarding traffic concerns at the intersection of Enchanted Forest North and Forestream. DISPOSITION = Police Chief
- 314. Fox & Company LLP to Town Board -
Request for increase in fees regarding Police Merger Impact Study. DISPOSITION = Resolution 6/2/03
- 315. Susan Larkin to Recreation Department -
Letter of appreciation regarding wrestling program. DISPOSITION = Received & Filed
- 316. Erie County Department of Environment & Planning to Planning Board Chairman & Town Attorney -
Notification of Lead Agency Designation to the Town of Lancaster regarding Twin District Volunteer Fire Hall; comments noted. DISPOSITION = Planning Committee

317. Town Clerk to Erie County Board of Elections -
Request authorization for consolidation of election districts for Fall Primary Election.
DISPOSITION = Resolution 5/19/03
318. Highway Superintendent to Supervisor -
Request for Fund Balance Transfer for Highway Budget. DISPOSITION =
Supervisor
319. Erie County Department of Public Works to Town Board -
Certificate and notice of highway closure for Townline Road between Westwood
Road and Walden Avenue. DISPOSITION = Received & Filed
320. Erie County Department of Public Works to Town Board -
Certificate and notice of highway closure for Ransom Road between Westwood Road
and Walden Avenue. DISPOSITION = Received & Filed
321. Erie County Department of Public Works to Town Board -
Certificate and notice of highway closure for Hall Road between Schwartz Road and
Ransom Road. DISPOSITION = Received & Filed
322. Village of Lancaster to Town Board -
Official minutes of meeting held May 12, 2003. DISPOSITION = Received & Filed
323. Town Clerk to Zoning Board Members, Building Inspector, Town Attorney -
Transmittal of Legal Notice of a Public Hearing on June 12, 2003.
DISPOSITION = Received & Filed
324. Erie County Department of Environment & Planning to Planning Board Chairman -
Comments regarding site plan review for Twin District Volunteer Fire Hall addition.
DISPOSITION = Planning Committee
325. Concerned Parents & Residents of Maple Drive to Town Board -
Petition requesting additional traffic signs on Maple Drive. DISPOSITION = Police
Chief
326. Erie County Department of Environment & Planning to Planning Board Chairman -
Notification of Lead Agency Designation to the Town of Lancaster regarding LASH
Work Environments, 4343 Walden Avenue; comments noted. DISPOSITION =
Planning Committee
327. Erie County Department of Environment & Planning to Planning Board Chairman -
Comments regarding site plan review for LASH Work Environments, 4343 Walden
Avenue. DISPOSITION = Planning Committee
328. Town Attorney to Town Board, Planning Board, Town Clerk, Building Inspector, Town
Engineer -
Notice of SEQR meeting, June 2, 2003 at 6:30 PM to review site plan applications of
LASH Work Environments, Twin District Volunteer Fire Company, and renovation
of Keysa Park Pool. DISPOSITION = Resolution 6/2/03
329. Town Clerk to Various News Media -
Notice to media of SEQR meeting, June 2, 2002 at 6:30 PM to review site plan
applications of LASH Work Environments, Twin District Volunteer Fire Company,
and renovation of Keysa Park Pool. DISPOSITION = Resolution 6/2/03
330. General Crew Chief to Supervisor -
Request appointment for seasonal employees. DISPOSITION = Resolution 6/2/03
331. Executive Director, Youth Bureau to Supervisor -
Request appointment for seasonal employees. DISPOSITION = Resolution 6/2/03
332. NYS DEC to Town Attorney -
Response to SEQR Lead Agency request regarding LASH Work Environments, 4343
Walden Avenue. DISPOSITION = Planning Committee

333. Richard & Sonja Twardowski, Melissa Bednarz to Town Board -
Concerns regarding proposed Transit Road reconstruction. DISPOSITION =
Received & Filed
334. Erie County Department of Health to Supervisor -
Request to Town to participate in annual Heart Walk on Saturday, September 13,
2003. DISPOSITION = Received & Filed
335. U.S. Senator Charles E. Schumer to Supervisor -
Update of status of S.201, State and Local Aid and Economic Stimulus Act of 2003.
DISPOSITION = Received & Filed

ADJOURNMENT:

ON MOTION OF COUNCIL MEMBER RUFFINO, SECONDED BY
COUNCIL MEMBER MONTOUR AND CARRIED, the meeting was adjourned at 8:54 P.M.

Signed _____
Johanna M. Coleman, Town Clerk